

BEFORE THE DIVISION OF MEDICAL QUALITY  
BOARD OF MEDICAL QUALITY ASSURANCE  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation )  
Against: )

LORENZO SEBASTIAN LAVORGNA, M.D. )  
Certificate No. G-31488 )

Respondent. )  
\_\_\_\_\_ )

NO. D-2103

DECISION

The attached Stipulation For Settlement is hereby adopted  
as the Decision in the above-entitled matter.

This Decision shall become effective on the 21st day  
of December, 1978.

It is so ordered this 21st day of November, 1978.

DIVISION OF MEDICAL QUALITY  
BOARD OF MEDICAL QUALITY ASSURANCE

  
\_\_\_\_\_  
MICHAEL J. CARELLA  
Secretary-Treasurer

1 EVELLE J. YOUNGER, Attorney General  
SUZI TANGUAY,

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5 Attorneys for Complainant  
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7

8 BEFORE THE DIVISION OF MEDICAL QUALITY

9 BOARD OF MEDICAL QUALITY ASSURANCE

10 DEPARTMENT OF CONSUMER AFFAIRS

11 STATE OF CALIFORNIA  
12

13 In the Matter of the Accusation )  
14 Against: )

15 LORENZO SEBASTIAN LAVORGNA  
Certificate No. G-31488, )

16 Respondent. )  
17

NO. D-2103

STIPULATION FOR SETTLEMENT

18 IT IS HEREBY STIPULATED by and between the parties, in  
19 the above entitled matter, as follows:

20 1. An accusation number D-2103 is currently pending  
21 against Lorenzo Sebastian Lavgna, M.D. (hereinafter referred to  
22 as the "respondent"), before the Division of Medical Quality of  
23 the Board of Medical Quality Assurance (hereinafter referred to  
24 as the "division").

25 2. Respondent has counseled with Federico Castelan Sayre  
26 of the law offices of Belli and Choulos in this matter.  
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1           3. Respondent is fully aware of the charges and  
2 allegations contained in said accusation on file with the division  
3 and respondent has been fully advised with regard to his rights in  
4 this matter.

5           4. Respondent is fully aware of his right to a hearing  
6 on the charges and allegations contained in said accusation, his  
7 right to reconsideration, appeal, and any and all other rights  
8 which may be accorded to him pursuant to the Administrative  
9 Procedure Act.

10           5. Respondent hereby freely and voluntarily waives his  
11 rights to a hearing, reconsideration, appeal and any and all other  
12 rights which may be accorded to him by the Administrative Procedure  
13 Act with regard to said accusation on file with the division.

14           6. The factual allegations contained in paragraphs 1,  
15 2, 6A and 6B (as amended to delete the phrase "masturbated his  
16 erect penis") of said accusation number D-2103 are true.

17           7. Based on the foregoing stipulated facts cause for  
18 disciplinary action has been established under the provisions of  
19 sections 2360, 2361 and 490 of the Business and Professions Code  
20 in connection with the violation of sections 2383, 2361,  
21 subdivisions (e) and (f), of the Business and Professions Code.

22           8. The division shall issue the following order:

23           The physician's and surgeon's certificate number  
24 G-31488 heretofore issued to respondent Lorenzo Sebastian  
25 Lavorgna is hereby revoked; provided however that said  
26 revocation shall be stayed and respondent shall be placed  
27 on probation for a period of five (5) years on the  
28 following terms and conditions:

1           A. Respondent shall comply with all laws  
2 of the United States, the State of California and its  
3 political subdivisions relating to the practice of  
4 medicine and with the rules and regulations of the  
5 Board of Medical Quality Assurance.

6           B. Respondent shall cooperate with  
7 representatives of the division in the monitoring of  
8 these terms and conditions.

9           C. Respondent shall meet with a medical  
10 consultant of the division within 90 days of the  
11 effective date hereof and annually thereafter upon  
12 at least 15 days notice from the division.

13           D. Respondent shall provide quarterly  
14 reports to the division verifying that respondent  
15 has complied with all conditions of probation.

16           E. Respondent shall undergo a psychiatric  
17 examination and a psychological evaluation by an  
18 approved psychiatrist and psychologist who shall submit  
19 their reports to the division. If therapy is recommended  
20 by either practitioner in order for respondent to  
21 practice medicine safely, respondent shall undertake  
22 an appropriate psychotherapeutic treatment program.  
23 During the period of such treatment, the therapist  
24 must furnish semi-annual progress reports to the  
25 division.

26           F. In the event respondent does not comply  
27 with the aforesaid terms and conditions of the stay

1 granted for the full period thereof, the division  
2 may, after notice to respondent and after providing  
3 him with an opportunity to be heard, set aside the  
4 stay and reimpose the order of revocation or make such  
5 other order modifying or changing the stay order as  
6 it shall deem proper. Any periods of residency or  
7 practice outside California will not apply to the  
8 reduction of this probationary period.

9 In the event respondent complies with all  
10 such terms and conditions of the stay granted for the  
11 full period thereof, the order staying the revocation  
12 shall become permanent and respondent's license shall  
13 be fully restored.

14 9. The within stipulation shall be subject to the  
15 approval of the Division of Medical Quality. If the division fails  
16 to approve this stipulation, it shall be of no force or effect for  
17 either party.

18 EVELLE J. YOUNGER, Attorney General  
19 SUZI TANGUAY,  
20 Deputy Attorney General

21 DATED: September 27, 1978.

Suzi Tanguay  
22 SUZI TANGUAY  
23 Deputy Attorney General

24 Attorneys for Complainant

25 DATED: Aug 27, 1978.

Lorenzo Sebastian Lavorgna M.D.  
26 LORENZO SEBASTIAN LAVORGNA, M.D.  
Respondent

27 DATED: Aug 25, 1978.

Federico Castelan Sayre  
FEDERICO CASTELAN SAYRE, ESQ.  
Attorney for Respondent

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SUZI TANGUAY  
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4 Telephone: (213) 736-2820

5 Attorneys for Complainant  
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8 BEFORE THE DIVISION OF MEDICAL QUALITY  
9 BOARD OF MEDICAL QUALITY ASSURANCE  
10 DEPARTMENT OF CONSUMER AFFAIRS  
11 STATE OF CALIFORNIA

12 In the Matter of the Accusation )  
Against: )

NO. D-2103

13 LORENZO SEBASTIAN LAVORGNA, M.D. )  
14 Physician and Surgeon )  
15 Cert. No. G-31488, )

ACCUSATION

16 Respondent. )  
17

17 Complainant alleges that:

18 1. He is Robert G. Rowland, Executive Director of the  
19 Board of Medical Quality Assurance of the State of California  
20 (hereinafter referred to as the "board") and makes the  
21 allegations of this accusation solely in his official capacity.

22 2. On or about February 18, 1976, the board issued to  
23 Lorenzo Sebastian Lavorgna (hereinafter referred to as  
24 "respondent"), physician and surgeon certificate No. G-31488.  
25 Said certificate is currently in good standing. Respondent's  
26 address of record with the board is 652 Hudson Street, New York,  
27 New York 10014.

1           3. Sections 2360 and 2372 of the Business and Professions  
2 Code (hereinafter referred to as the "code"), provide that every  
3 certificate issued may be suspended or revoked. Section 2361 of  
4 the code provides that the Division of Medical Quality (hereinafter  
5 referred to as "division") shall take action against any holder of  
6 a certificate who is guilty of unprofessional conduct.

7           4. Section 490 of the code provides that a board may  
8 discipline a licensee on the ground that he has been convicted of  
9 a crime if the crime is substantially related to the qualifica-  
10 tions, functions or duties of the profession for which the license  
11 was issued.

12           5. Section 2383 of the code provides that the conviction  
13 of any offense involving moral turpitude constitutes unprofessional  
14 conduct.

15           6. Respondent is subject to disciplinary action under  
16 code sections 2360 and 2372 because he has engaged in unprofessional  
17 conduct within the meaning of code section 2383 as further defined  
18 by code section 490 in that he has been convicted of a crime  
19 involving moral turpitude which is substantially related to the  
20 practice of medicine as detailed below:

21           A. On February 23, 1977, respondent was  
22 convicted of violation of Penal Code section 602, sub-  
23 section (1), in a proceeding entitled "The People of the  
24 State of California v. Don Woodbury Magee [and] Lorenzo  
25 Sebastian Lovorgna [sic]," No. 565156, in the Municipal  
26 Court of Los Angeles Judicial District in the County  
27 of Los Angeles, State of California.

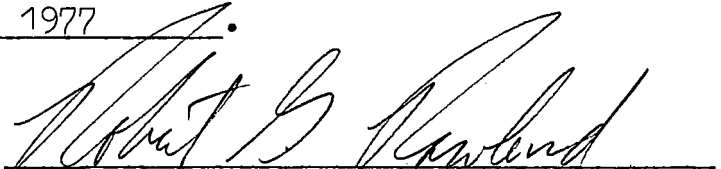
1 B. The circumstances surrounding the con-  
2 viction are that on February 22, 1977, respondent  
3 engaged in lewd conduct in that he masturbated his  
4 erect penis and was orally copulated by another  
5 person in a public place, a footpath in Griffith  
6 Park.

7 7. Code section 2361, subsection (e), provides that  
8 unprofessional conduct includes gross immorality. Code section  
9 2361, subsection (f), provides that unprofessional conduct is the  
10 commission of any act involving moral turpitude, dishonesty or  
11 corruption, whether the act is committed in the course of the  
12 individual's activities as a certificate holder or otherwise.

13 8. Respondent is subject to disciplinary action for  
14 unprofessional conduct pursuant to code section 2361, subsections  
15 (e) and (f), because his conduct has exhibited gross immorality  
16 and he has committed acts involving moral turpitude and corruption  
17 as detailed above in paragraph 6(B).

18 WHEREFORE, complainant prays that the division hold a  
19 hearing on the matters alleged herein, and following said hearing,  
20 issue a decision revoking or suspending the respondent's certificate.

21 Dated: NOVEMBER 21, 1977.

22   
23 ROBERT G. ROWLAND  
24 Executive Director  
25 Division of Medical Quality  
26 Board of Medical Quality Assurance  
27 State of California

Complainant

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